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6 UNITED STATES DISTRICT COURT  
7 FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

8 EAT RIGHT FOODS LTD.,

9 Plaintiff,

10 vs.

11 WHOLE FOODS MARKET SERVICES,  
12 INC. and WHOLE FOODS MARKET  
PACIFIC NORTHWEST, INC.,

13 Defendants.

NO. 2:13-CV-02174-RSM

STIPULATION AND ORDER ON  
BRIEFING SCHEDULE

14 The parties stipulate as follows:

15 1. On February 27, 2018, the Court held a status conference in light of the remand  
16 from the Ninth Circuit with counsel for Plaintiff Eat Right Foods Ltd. and Defendants Whole  
17 Foods Market Services, Inc. and Whole Foods Market Pacific Northwest, Inc.

18 2. At the status conference, the Court ordered additional briefing limited to those  
19 issues identified by the Ninth Circuit, and ordered the parties to confer and propose a briefing  
20 schedule by March 2, 2018.

21 3. Plaintiff and Defendants have conferred, and stipulate to the following briefing  
22 schedule:

23 a. Defendants' brief and supporting materials is due March 23, 2018;  
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1 b. Plaintiff's response brief and supporting materials is due April 13, 2018;  
2 and

3 c. Defendants' reply brief and supporting materials is due April 20, 2018.

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17 **ORDER**

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19 Based on the foregoing, it is so ORDERED.

20 DATED: March 5, 2018.

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22 RICARDO S. MARTINEZ  
23 CHIEF UNITED STATES DISTRICT JUDGE  
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